

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No. : 10/519,813 Confirmation : 5411  
Applicant(s) : Hiroyuki HACHIMOTO et al.  
Filed : December 27, 2004  
Title : METHOD FOR PRODUCING PROBE CARRIER, APPARATUS FOR PRODUCING THE SAME AND METHOD FOR QUALITY ASSURANCE THEREFOR  
Art Unit : 1637  
Examiner : Teresa E. STRZELECKA  
Docket No. : 1232-5570  
Customer No. : 27123

**RESPONSE TO COMBINED RESTRICTION  
AND ELECTION REQUIREMENTS**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Office Action dated October 12, 2007, was a Restriction Requirement, which identified the following patentably distinct of inventions among the pending claims:

<u>Group</u>	<u>Description</u>
I	Claims 1-8, 11, 12, 15 and 30-47, drawn to a method for producing a probe carrier.
II	Claims 9, 10, 16-29, and 10, drawn to a producing system.
III	Claims 13, 14, and 48-56, drawn to a probe carrier.

In response to this Restriction Requirement, this paper provisionally elects to pursue prosecution of Group I. At least claims 1-8, 11, 12, 15 and 39-47 are believed to be encompassed by that election.

In addition, the Office Action also required an election between the following species:

<u>Species</u>	<u>Description</u>
A	Probe information is a weight of the probe (claims 4, 32, and 41)
B	Probe information is a purity of the probe (claim 5, 33, 42)
C	Probe information is a base sequence information of a nucleic acid (claim 6, 34, 43).

In response, this paper provisionally elects to pursue prosecution of species B.

These elections are made without traverse.

Should the combined restriction and election requirements be made final, the right is expressly reserved to present any withdrawn claims in divisional application(s). In the event that a telephone conference would facilitate the examination of this application in any way, the Examiner is invited to contact the undersigned at the number provided.

Appl. No. 10/519,813  
Paper dated October 12, 2007

THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY ADDITIONAL FEES WHICH MAY BE REQUIRED FOR THE TIMELY CONSIDERATION OF THIS AMENDMENT UNDER 37 C.F.R. §§ 1.16 AND 1.17, OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 13-4500, ORDER NO. 1232-5570.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: November 12, 2007

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